



REGISTRAR OF REGULATIONS

06 JUL 24 AM 11:02

COMMONWEALTH of VIRGINIA

Department of Health DIVISION OF SHELLFISH SANITATION

109 Governor Street, Room 614-B
Richmond, VA 23219

Ph: 804-864-7487
Fax: 804-864-7481

NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 088-139, CHERRYSTONE INLET

EFFECTIVE 4 AUGUST 2006

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §9-6.14:4.1, B.16 of the *Code of Virginia*.


1. The "Notice and Description of Shellfish Area Condemnation Number 088-139, Cherrystone Inlet," effective 9 March 2005, is cancelled effective 4 August 2006.
2. Condemned Shellfish Area Number 088-139, shown as Section A, is established effective 4 August 2006. It shall be unlawful for any person, firm, or corporation to take shellfish from this area, for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. The boundaries of this area are shown on the map titled "Cherrystone Inlet, Condemned Shellfish Area Number 088-139, 4 August 2006" which is part of this notice.
3. Seasonally Condemned Shellfish Area Number 088-139, shown as Section M1, is hereby established, effective 4 August 2006, and shall remain in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded. It is unlawful for any person, firm or corporation to take shellfish from this area during such period for any purpose, except by permit granted by the Marine Resources Commission, as provided in §28.2-810 of the *Code of Virginia*. The boundaries of this area are shown on the map titled "Cherrystone Inlet, Condemned Shellfish Area Number 088-139, 4 August 2006" which is part of this notice.
4. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

BOUNDARIES OF CONDEMNED AREA NUMBER 088-139

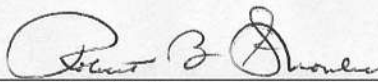
- A. The condemned area shall include that portion of Kings Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°16'46.9", -75°59'38.1") and map coordinate (37°16'45.7", -75°59'42.5").

- M1. The condemned area shall include all of that portion of Kings Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°16'58.0", -76°00'38.9") and map coordinate (37°16'54.7", -76°00'38.5"); and downstream of a line drawn between map coordinate (37°16'51.0", -76°00'20.8") and map coordinate (37°16'41.6", -76°00'19.9").

Recommended by:

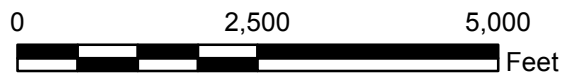

Director, Division of Shellfish Sanitation

Ordered by:


State Health Commissioner

07/21/2006
Date

**Virginia Department of Health
Cherrystone Inlet
Condemned Shellfish Area 088-139
4 August 2006**



Chesapeake
Bay
10-00-00

Cherrystone Inlet
11-53-00

Eyreville Creek
11-53-06

Eyrehall
Creek
11-53-04

Northampton
County



Condemned Area
(Section A)



Seasonally Condemned Area
(Section M1)

(37°16'58.0", -76°00'38.9")

(37°16'54.7", -76°00'38.5")

(37°16'51.0", -76°00'20.8")

(37°16'41.6", -76°00'19.9")

(37°16'46.9", -75°59'38.1")

(37°16'45.7", -75°59'42.5")

**Section
A**

Kings Creek
11-55-00

Geographic coordinates in NAD83 datum;
shown in degrees, minutes & seconds.